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28 UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

PAGEMELDING, INC.,

Case No. CV 08-3484 CRB

Plaintiff,

**CORRECTED [PROPOSED] ORDER AND  
STIPULATION SELECTING ADR  
PROCESS**

v.

FEEVA TECHNOLOGY, INC. HITWISE USA,  
INC., KINDSIGHT, INC., MICROSOFT  
CORPORATION, AND NEBUAD, INC.,

Defendants.

It has come to counsels' attention that although both the parties' stipulation and the Court's docket entry accurately reflect the parties' agreement to participate in private mediation no later than 30 days after a Claim Construction Order is issued by the Court, the Proposed Order previously submitted and signed by the Court on October 31, 2008, did not accurately reflect that date. As such, a CORRECTED Proposed Order is hereby submitted, along with the parties' stipulation.

1 Counsel report that they have met and conferred regarding ADR and have reached the  
2 following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

3 **Court Processes:**

- 4    Non-binding Arbitration (ADR L.R. 4)  
5    Early Neutral Evaluation (ENE) (ADR L.R. 5)  
6    Mediation (ADR L.R. 6)

7 (Note: Parties who believe that an early settlement conference with a Magistrate Judge is  
8 appreciably more likely to meet their needs than any other form of ADR, must participate in an  
9 ADR phone conference and may not file this form. They must instead file a Notice of Need for  
10 ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

11 **Private Process:**

12    Private ADR (please identify process and provider) Mediation

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14 The parties agree to hold the ADR session by:

15    the presumptive deadline (The deadline is 90 days from the date of the order referring  
16 the case to an ADR process unless otherwise ordered. )

17    other requested deadline No later than 30 days after a Claim Construction Order is  
18 issued by the Court

20 Dated: November 7, 2008

**FISH & RICHARDSON P.C.**

21 By: /s/ Kelly C. Hunsaker

22 Kelly C. Hunsaker

23 Attorneys for Defendant

24 MICROSOFT CORPORATION

1 Dated: November 7, 2008

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16

17 Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of

18 perjury that concurrence in the filing of this document has been obtained for the signatures

19 indicated by a "conformed" signature within this efiled document.

20

21 Dated: November 7, 2008

**FISH & RICHARDSON P.C.**

22 By: /s/ Leeron G. Kalay

23 Leeron G. Kalay

24

25 Attorneys for Defendant

26 MICROSOFT CORPORATION

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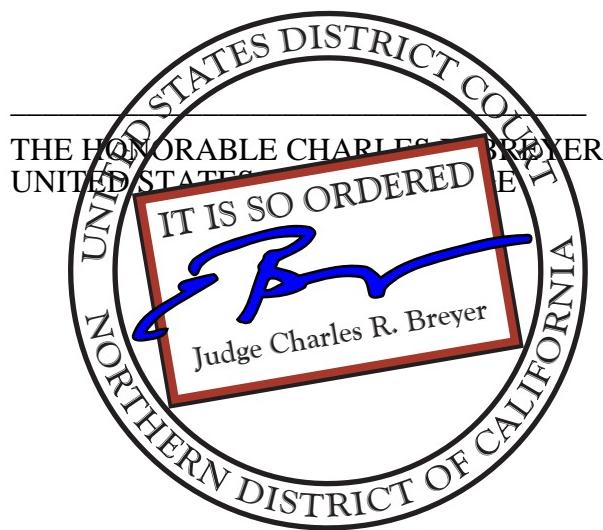
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1 [PROPOSED] ORDER

2 Pursuant to the Stipulation above, the captioned matter is hereby referred to Private ADR.  
3 The deadline for the ADR session is no later than 30 days after a Claim Construction Order is  
4 issued by the Court. This Order replaces the one previously entered by the Court on October 31,  
5 2008.

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7 IT IS SO ORDERED.

8 Dated: Nov. 10, 2008



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